



ఆంధ్రప్రదేశ్ రాజ పత్రము
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

PART I EXTRAORDINARY

No.1709

AMARAVATI, SATURDAY, NOVEMBER 19, 2022

G.1530

NOTIFICATIONS BY GOVERNMENT

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GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department - Diversion of 21.343 Ha of forest land for rehabilitation and up-gradation of NH-565 from Km 86.057 to Km.133.922 (Nagarjuna Sagar to Davulapally Section) two lanes with paved shoulders in Pasuvemula RF & Mutukur RF of Wildlife Management Division, Markapur in favour of Executive Engineer (R&B), NH Division, Vijayawada – Final (Stage-II) approval accorded

ENVIRONEMNT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.Ms.No.44

Dated.05.07.2022
Read the following:-

- 1) From PCCF & HoFF, A.P, Guntur, Lr.Rc.No.12977/2017/WL-1, dt.01.02.2017.
- 2) State Govt.Lr.No.506/Section.II/2017, EFS&T(Sec.II) Dept., dt.22.02.2017.
- 3) From GoI, MoEF&CC, Lr.No.4-APC032/2017-CHN/1051, dt.06.07.2017.
- 4) From PCCF & HoFF, A.P, Guntur, Lr.Ref.No.EFS02-15034/117/2018-FCA SEC-PCCF/FCA-1, dt.20.03.2022.
- 5) State Govt.Lr.No.506/Section.II/2017, EFS&T(Sec.II) Dept., dt.11.04.2022.
- 6) From GoI, MoEF& CC, Lr.No.4-APC032/2017-CHN/309, dt.28.04.2022.

ORDER:

In the letter first read above, the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, has submitted a proposal under Section 2 of Forest (Conservation) Act, 1980, for diversion of 21.343 Ha of forest land for rehabilitation and up-gradation of NH-565 from Km 86.057 to Km.133.922 (Nagarjuna Sagar to Davulapally Section) two lanes with paved shoulders in Pasuvemula RF & Mutukur RF of Wildlife Management Division, Markapur in favour of Executive Engineer (R&B), NH Division, Vijayawada, and requested to forward the proposal to GoI, MoEF & CC, Regional Office, Chennai for its consideration.

2. In the letter 2nd read above, the proposal of the Principal Chief Conservator of Forests & Head of Forest Force, was sent to Government of India, Ministry of Environment & Forests, Regional Office, Chennai for its approval under Section-2 of Forest (Conservation) Act, 1980.

3. In the letter 3rd read above, the Government of India, Ministry of Environment & Forests, Regional Office, Chennai have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions stipulated therein. Accordingly, in the letter 5th read above, the State Government furnished the compliance report to the Government of India, MoEF & CC, Integrated Regional Office, Vijayawada and requested to accord final (Stage-II) approval for the proposal.

4. In the letter 6th read above, the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada have accorded final (Stage-II) approval under Section-2 of Forest (Conservation) Act, 1980, for diversion of 21.343 Ha of forest land for rehabilitation and up-gradation of NH-565 from Km 86.057 to Km.133.922 (Nagarjuna Sagar to Davulapally Section) two lanes with paved shoulders in Pasuvemula RF & Mutukur RF of Wildlife Management Division, Markapur in favour of Executive Engineer (R&B), NH Division, Vijayawada, subject to certain conditions stipulated therein.

5. After careful examination of the proposal, the Government hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, for diversion of 21.343 Ha of forest land for rehabilitation and up-gradation of NH-565 from Km 86.057 to Km.133.922 (Nagarjuna Sagar to Davulapally Section) to two lanes with paved shoulders in Pasuvemula RF & Mutukur RF of Wildlife Management Division, Markapur in favour of Executive Engineer (R&B), NH Division, Vijayawada, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged.

- (ii) The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency;
- (iii) The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department in the already treated area (within 42.270 ha of identified degraded forest land in Compt No 54 of Kakirala Extn 3 and over an extent of 0.416 ha degraded forest land) and 24.39 ha (Effective area of 21.96 ha) in Compartment no.54, Kakirala Extn.III RF, Adigoppala Beat, Durgi Section of Macherla Range, from the amount which has already been realized from the User Agency.
- (iv) The State Forest Department shall provide kml file, map of the alternative degraded forest area identified for CA and shall report the actual extent of area within 42.686 ha of (approved at the time of Stage I clearance) degraded forest area has been considered for CA under the subject proposal and submit kml file and map of the said area;
- (v) Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government;
- (vi) Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency;
- (vii) The layout plan of the proposal shall not be changed without the prior approval of the Central Government. User Agency shall furnish an undertaking to this effect;
- (viii) The user agency shall dug trenches on either side of the road in order to avoid any further encroachments on the road side;
- (ix) Required Number of under passes / bridges / slab converts shall be built by the user agency in the proposed stretch of road as recommended by the SC-NBWL and location of the under passes shall be as per the recommendation of SC-NBWL. The user agency shall maintain the under passes regularly and remove any obstruction and siltation etc;
- (x) Wildlife mitigation plan shall be implemented by the State Forest Department from the amount which has already been realized from the User Agency;
- (xi) For felling of enumerated trees in the proposed area the felling permission shall be obtained as per the existing directives of the Hon'ble Supreme Court of India and related provisions;
- (xii) The State Government and the User Agency shall implement the conditions and mitigation measures suggested by NTCA, WII and the State Chief Wildlife Warden. The standard mitigation measures suggested by Wildlife Institute of India for linear infrastructure Projects would be adhered to;
- (xiii) The UA shall construct retain walls and check walls wherever required by consulting the DFO concerned at the project cost;
- (xiv) The construction of culverts/ bridges, if any, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals;
- (xv) Trees/Bushes standing in the diverted area shall be felled / cleared strictly as per requirement with prior permission of the Divisional Forest Officer concerned;
- (xvi) Adequate number of speed breakers shall be constructed on the road within the wildlife areas/ wildlife crossings, along with frequent signage reminding cross of speed limits and the damage of wildlife hits, in consultation with the Rajiv Gandhi Wildlife Sanctuary officials;

- (xvii) The State Forest Department shall raise avenue plantation and its maintenance for 10 years all along the roadside, from the amount which has already been realized from the User Agency;
- (xviii) Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO so as to stabilize the soil.
- (xix) The State Forest Department shall translocate the trees, wherever feasible instead of felling at the cost of user agency;
- (xx) The total forest area utilized for the project shall not exceed 21.343 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;
- (xxi) The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;
- (xxii) The approval under the Forest (Conservation) Act, 1980 is subject to the clearance under all other Acts, Rules/ Regulation and Guidelines as may be applicable to such project. User agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.
- (xxiii) Any other conditions that the Central Government or Regional Officer, Integrated Regional Office, Vijayawada may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency.
- (xxiv) The user agency shall submit the annual self compliance report in respect of the above conditions to the State Govt. and to the Integrated Regional Office, Vijayawada, regularly;
- (xxv) In the event of failure to comply with any of the above conditions the user agency is liable for penal action as per the provisions made in FCA, 1980 and rules / guidelines framed thereunder.

6. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)
NEERABH KUMAR PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
 The Principal Chief Conservator of Forests & Head of Forest Force,
 Andhra Pradesh, Guntur.

Copy to:

The Additional Principal Chief Conservator of Forests (Central)
 Government of India, Ministry of Environment & Forests,
 Regional Office, 1st and 2nd Floors,
 Handloom Export promotion Council Building
 34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

The Inspector General of Forests (Central)
 Government of India,
 Ministry of Environment, Forests & Climate Change
 Integrated Regional Office, Vijayawada,
 Green House Complex, Gopal Reddy Road,
 Vijayawada-520010

The Executive Engineer, R&B, NH Division,
 Bandar Road, Opp. Deputy Transport Commissioners Office,
 Vijayawada-520010
 SF/SC (Computer No.1675293).

// FORWARDED :: BY ORDER //

Y. Laxmi Bala
 SECTION OFFICER
